



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Kazuo KURODA, et al.

Appln. No.: 09/841,249 Confirmation No.: 5288

Filed: April 25, 2001

For:

INFORMATION DISTRIBUTING APPARATUS AND METHOD, INFORMATION

Docket No: Q64260

Group Art Unit: 2651

Examiner: NOT YET ASSIGNED

RECORDING MEDIUM, AND INFORMATION RECORDING APPARATUS AND

METHOD

STATEMENT UNDER 37 C.F.R. § 1.704(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and that the communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

SUGHRUE MION, PLLC

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WASHINGTON OFFICE

23373
CUSTOMER NUMBER

Date: September 24, 2004

Respectfully submitted,

Darryl Mexic

Registration No. 23,063



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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the document which is listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

A copy of the listed document is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a statement can be made, a statement is submitted herewith.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 09/841,249

Attorney Docket No.: Q64260

The present Information Disclosure Statement is being filed thirty days or fewer from the

communication from a foreign patent office and a Statement Under 37 C.F.R. §1.704(d) is

attached.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicants submit the following explanation:

Submitted herewith is an English language abstract and Computer Generated English

translation of Japanese Patent Laid-open Publication No. 9-190667, which abstract and

translation constitute a concise statement of relevance of the reference.

The submission of the listed document is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicants do not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Respectfully submitted,

Peils/leg 73,102

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

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Substitute for Form 1449 A & B/PTO			SEP 2 4 2004	Complete if Known	
-		,	12	Application Number	09/841,249
INFO	RMATION	DISCLOS	ANT PADEMARK OF	Confirmation Number	5288
STAT	EMENT BY	APPLICA	ANTRADEMARK	Filing Date	April 25, 2001
, 52,71	EDIVERSITY IN		<u> </u>	First Named Inventor	Kazuo KURODA
(use as many sheets as necessary)				Art Unit	2651
				Examiner Name	NOT YET ASSIGNED
Sheet	1	of	1	Attorney Docket Number	Q64260

			U.S. I	PATENT DOCUME	ENTS
Examiner Initials*	Cite No.1	Document Number		Publication Date	
		Number	Kind Code ² (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US			
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FOREIGN PATENT DOCUMENTS							
	Cite	Fo	Foreign Patent Document			Name of Patentee or	Translation ⁶
	No.1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Translation
		JР	9-190667	A	7/22/1997	TOSHIBA CORP	Yes/ Abstract
				 			
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NON PATENT LITERATURE DOCUMENTS					
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			
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Examiner Signature	 Date Considered		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ³Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.